

## 1                   ORDINANCE NO. 86-15

2                   AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF  
3                   PALM BEACH COUNTY, FLORIDA, AMENDING PALM BEACH  
4                   COUNTY'S ARTIFICIAL REEF PROTECTION ORDINANCE NO.  
5                   85-29, WHICH PROTECTS THE ARTIFICIAL REEFS CREATED BY  
6                   PALM BEACH COUNTY PURSUANT TO THE COUNTY'S ARTIFICIAL  
7                   REEF PROGRAM BY AMENDING SECTION 5 THEREOF AND  
8                   PROVIDING FOR PENALTIES; PROVIDING FOR REPEAL OF  
9                   ORDINANCES IN CONFLICT; PROVIDING FOR SEVERABILITY;  
10                  PROVIDING FOR INCLUSION IN THE CODE OF LAWS AND  
11                  ORDINANCES; AND PROVIDING AN EFFECTIVE DATE

12                  WHEREAS, it is necessary to amend Ordinance No. 85-29 to  
13                  protect additional artificial reefs created pursuant to Palm Beach  
14                  County's Artificial Reef Program.

15                  NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY  
16                  COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA that:

17                  Part I - Section 5, Location of Artificial Reefs, of Ordinance No. 85-29,  
18                  is hereby amended as follows:

19                  Section 5 Location of Artificial Reefs:

20                  The artificial reefs created pursuant to said Program and  
21                  affected by the terms of this ordinance, are those reefs located within  
22                  the areas described on the attached Exhibits "A" through "I", as well as  
23                  those reefs described below and located at the following loran  
24                  coordinates:

25                  Site #3	26                  Lat/Long	26                  Distance to Shore
27                  SW Corner	26° 45' 30" 28                  80° 00' 45"	
29                  SE Corner	26° 45' 30" 30                  80° 00' 00"	
31                  NW Corner	26° 45' 20" 32                  80° 00' 45"	
33                  NE Corner	26° 46' 20" 34                  80° 00' 00"	
35                  Site	26° 45' 50" 36                  80° 00' 15"	1.2 NM

37                  Part II - PENALTIES

38                  Violations of this Ordinance shall be prosecuted in the same  
39                  manner as misdemeanors are prosecuted and upon conviction shall be  
40                  punished by fine not to exceed Five Hundred Dollars (\$500.00) or by  
41                  imprisonment in the County Jail not to exceed sixty (60) days or by both  
42                  fine and imprisonment. However, the penalties provided by this section

1 shall not be construed to restrict or limit the application of any crimes  
2 as defined under the Laws of the State of Florida and the United States  
3 applicable for violation of this Ordinance, including but not limited to  
4 theft, trespass or criminal mischief.

5 **Part III - REPEAL OF ORDINANCE IN CONFLICT**

6 All local ordinances applying to the unincorporated area of  
7 Palm Beach County in conflict with any provisions of this ordinance are  
8 hereby repealed.

9 **Part IV - SEVERABILITY**

10 If any section, paragraph, sentence, clause, phrase, or word of  
11 this ordinance is for any reason held by the Court to be  
12 unconstitutional, inoperative or void, such holding shall not affect the  
13 remainder of this ordinance.

14 **Part V - INCLUSION IN THE CODE OF LAWS AND ORDINANCES**

15 The provisions of this ordinance shall become and be made a  
16 part of the code of laws and ordinances of Palm Beach County, Florida.  
17 The Sections of the ordinance may be renumbered or relettered to  
18 accomplish such, and the word "ordinance" may be changed to "section,"  
19 "article," or any other appropriate word.

20 **Part VI - EFFECTIVE DATE**

21 The provisions of this ordinance shall become effective upon  
22 receipt of acknowledgement by the Secretary of State.

23 APPROVED AND ADOPTED by the Board of County Commissioners of  
24 Palm Beach County, Florida, on the 27th day of May, 1986.

25 PALM BEACH COUNTY, FLORIDA, BY ITS  
26 BOARD OF COUNTY COMMISSIONERS

27 By Karen Marcus  
28 Chairman

29 APPROVED AS TO FORM AND  
30 LEGAL SUFFICIENCY

31 James C. McAdoo  
32 County Attorney

1                     Acknowledgement by the Department of State of the State of  
2 Florida, on this, the 5th day of June, 1986.

3                     EFFECTIVE DATE: Acknowledgement from the Department of State  
4 received on the 11th day of June, 1986, at 10:55  
5 A.M., and filed in the Office of the Clerk of the Board of County  
6 Commissioners of Palm Beach County, Florida.

STATE OF FLORIDA, COUNTY OF PALM BEACH,  
I, JOHN B. DUNKLE, ex-officio Clerk of the  
Board of County Commissioners certify this to  
be a true and correct copy of the original filed in  
my office on 5/27/86  
DATED at West Palm Beach, FL on 5/12/86  
JOHN B. DUNKLE, Clerk  
By: Deputy Clerk D.C.

Deputy Clerk

БОНАРИДО  
ОЗДОЖНЯ